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OFFICE OF PETITIONS

In re Application of:	:
Xu et al.	:
Application No. 10/064,220	:
Filed: June 21, 2002	:
Attorney Docket Number:	:
016499-942 S-5730	:

This is a decision in response to the Petition under 37 CFR 1.137(b), filed March 15, 2006, to revive the above-identified application.

This Petition is hereby **granted**.

The above-identified application became abandoned for failure to timely and properly reply to the Office Communication mailed July 1, 2005. The Office Communication required Application to respond make a restriction/election. The Restriction/Election requirement set a one (1) month period for reply, and also provided for extensions of time under 37 CFR 1.136(a). No reply having been received, the application became abandoned August 2, 2005. The mailing of this Decision precedes the mailing of a Notice of Abandonment.

With the instant petition, Petitioner has satisfied the requirements of a grantable petition under 37 CFR 1.137(b). A Response to the Restriction/Election requirement was filed with the instant petition. Accordingly, the petition is granted.

This application is being forwarded to Technology Center Art Unit 3754 for processing of the Response to the Restriction/Election requirement.

A refund of the extension-of-time fee has been credited to deposit account 01-1375 as authorized in the Fee Transmittal filed with the petition¹.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3232.

Derek Woods
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Attorney
Office of Petitions

¹ Applicant is advised that the extensions of time are only available within the period for response. Here, the response period has expired and the application is abandoned, thus no extensions of time to reply to the Office communication may be obtained.